

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

ACHATES REFERENCE PUBLISHING, INC.	§	
	§	
Plaintiff,	§	
	§	
vs.	§	Case No. 2:09-CV-355
	§	
BMC Software, Inc., Borland Software Corporation, Citrix Systems, Inc., The MathWorks, Inc., Dassault Systèmes SolidWorks Corp., MindJet, LLC, McAfee Corporation, Bentley Systems, Inc., and Intuit Inc.	§	
Defendants.	§	JURY TRIAL DEMANDED
	§	

STIPULATION OF DISMISSAL AS TO THE MATHWORKS, INC.

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Achates Reference Publishing, Inc. ("Achates") and Defendant The Mathworks, Inc. ("Mathworks") file this Stipulation of Dismissal and would show the Court as follows:

Achates and Mathworks stipulate and agree that the subject litigation, Civil Action No. 2:09-cv-355 should be dismissed without prejudice, with each party bearing its own costs and attorney fees.

Dated: February 15, 2010

Respectfully submitted,

/s/ Robert Christopher Bunt
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CERTIFICATE OF SERVICE

I hereby certify that the following counsel of record, who are deemed to have consented to electronic service are being served this 15th day of February, 2010, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Robert Christopher Bunt
ROBERT CHRISTOPHER BUNT